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Practitioner's Docket No.: RWS-32/425

CHAPTER II

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*Michael Burns*  
MICHAEL BURNS

**TRANSMITTAL LETTER  
TO THE UNITED STATES ELECTED OFFICE (EO/US)  
(ENTRY INTO U.S. NATIONAL PHASE UNDER CHAPTER II)**

INTERNATIONAL APPLICATION NO.  
PCT/DE00/03445

INTERNATIONAL FILING DATE  
27 September 2000

PRIORITY DATE  
30 September 1999

TITLE OF INVENTION

APPARATUS FOR TRANSFERRING MEMBRANES TO A CONTINUOUSLY OPERABLE SEALING CARROUSEL FOR THE HEAT SEALING OF CAN-LIKE PACKAGING MATERIALS

APPLICANT  
BEYRICH, Karlheinz, et al.

Box PCT  
Assistant Commissioner for Patents  
Washington D.C. 20231  
ATTENTION: EO/US

RECEIVED  
ENTITY

Examination fee to be  
filed. (note 37 C.F.R. 1.492)

Fee for recording  
1.21(h). (See 37 C.F.R. 1.492)

1. Applicant herewith submits to the United States Elected Office (EO/US) the following items under 35 U.S.C. 371:

TOTAL

- a. ☒ This express request to immediately begin national examination procedures (35 U.S.C. 371(f)).
- b. ☒ The U.S. National Fee (35 U.S.C. 371(c)(1)) and other fees (37 C.F.R. § 1.492) as indicated below:

2. Fees

CLAIMS FEE	(1) FOR	(2) NUMBER FILED	(3) NUMBER EXTRA	(4) RATE	(5) CALCULATIONS
[ ]*	TOTAL CLAIMS	9 - 20 =			
	INDEPENDENT CLAIMS	1 - 3 =		x \$ =	
	MULTIPLE DEPENDENT CLAIM(S) (if applicable) + \$270.00				
BASIC FEE**	<p>[ ] U.S. PTO WAS INTERNATIONAL PRELIMINARY EXAMINATION AUTHORITY Where an International preliminary examination fee as set forth in § 1.482 has been paid on the international application to the U.S. PTO:</p> <p>[ ] and the international preliminary examination report states that the criteria of novelty, inventive step (non-obviousness) and industrial activity, as defined in PCT Article 33(2) to (4) have been satisfied for all the claims presented in the application entering the national stage (37 CFR 1.492(a)(4)) ..... \$98.00</p> <p>[ ] and the above requirements are not met (37 CFR 1.492(a)(1)) ..... \$720.00</p> <p>[X] U.S. PTO WAS NOT INTERNATIONAL PRELIMINARY EXAMINATION AUTHORITY Where no international preliminary examination fee as set forth in § 1.482 has been paid to the U.S. PTO, and payment of an international search fee as set forth in § 1.445(a)(2) to the U.S. PTO:</p> <p>[ ] has been paid (37 CFR 1.492(a)(2)) ..... \$790.00</p> <p>[ ] has not been paid (37 CFR 1.492(a)(3)) ..... \$1,070.00</p> <p>[X] where a search report on the international application has been prepared by the European Patent Office or the Japanese Patent Office (37 CFR 1.492(a)(5)) ..... \$860.00</p>				
	Total of above Calculations				= \$890.00
SMALL ENTITY	Reduction by ½ for filing by small entity, if applicable. Affidavit must be filed. (note 37 CFR 1.9, 1.27, 1.28)				
	Subtotal				\$890.00
	Total National Fee				\$890.00
	Fee for recording the enclosed assignment document \$40.00 (37 CFR 1.21(h)). (See Item 13 below). See attached "ASSIGNMENT COVER SHEET".				
TOTAL	Total Fees enclosed				\$890.00

Calculation of  
37 (c)(3):  
[ ]  
[ ]  
[ ]  
[ ]

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\*See attached Preliminary Amendment Reducing the Number of Claims.

- i. ☒ Payment in the amount of \$890.00 to cover the above fees is enclosed.
  - ii. ☐ Please charge Account No. \_\_\_\_\_ in the amount of \$ \_\_\_\_\_.  
A duplicate copy of this sheet is enclosed.
3. ☒ A copy of the International application as filed (35 U.S.C. 371(c)(2)):
- a. ☒ is transmitted herewith.
  - b. ☐ is not required, as the application was filed with the United States Receiving Office.
  - c. ☐ has been transmitted
    - i. ☐ by the International Bureau.  
Date of mailing of the application (from form PCT/IB/308): \_\_\_\_\_.
    - ii. ☐ by applicant on \_\_\_\_\_  
Date
4. ☒ A translation of the International application into the English language (35 U.S.C. 371(c)(2)):
- a. ☒ is transmitted herewith.
  - b. ☐ is not required as the application was filed in English.
  - c. ☐ was previously transmitted by applicant on \_\_\_\_\_  
Date
  - d. ☐ will follow.
5. ☐ Amendments to the claims of the International application under PCT Article 19 (35 U.S.C. 371(c)(3)):
- a. ☐ are transmitted herewith.
  - b. ☐ have been transmitted
    - i. ☐ by the International Bureau.  
Date of mailing of the amendment (from form PCT/IB/308): \_\_\_\_\_.
    - ii. ☐ by applicant on \_\_\_\_\_  
Date
  - c. ☐ have not been transmitted as
    - i. ☐ applicant chose not to make amendments under PCT Article 19.  
Date of mailing of Search Report (from form PCT/ISA/210): \_\_\_\_\_.
    - ii. ☐ the time limit for the submission of amendments has not yet expired. The amendments or a statement that amendments have not been made will be transmitted before the expiration of the time limit under PCT Rule 46.1.
6. ☐ A translation of the amendments to the claims under PCT Article 19 (38 U.S.C. 371(c)(3)):
- a. ☐ is transmitted herewith.
  - b. ☐ is not required as the amendments were made in the English language.
  - c. ☐ has not been transmitted for reasons indicated at point 5(c) above.

7. ☒ A copy of the international examination report (PCT/IPEA/409)  
☒ is transmitted herewith.  
☐ is not required as the application was filed with the United States Receiving Office.
8. ☐ Annex(es) to the international preliminary examination report  
a. ☐ is/are transmitted herewith.  
b. ☐ is/are not required as the application was filed with the United States Receiving Office.
9. ☐ A translation of the annexes to the international preliminary examination report  
a. ☐ is transmitted herewith.  
b. ☐ is not required as the annexes are in the English language.
10. ☒ An oath or declaration of the inventor (35 U.S.C. 371(c)(4)) complying with 35 U.S.C. 115  
a. ☐ was previously submitted by applicant on \_\_\_\_\_ Date  
b. ☒ is submitted herewith, and such oath or declaration  
i. ☒ is attached to the application.  
ii. ☐ identifies the application and any amendments under PCT Article 19 that were transmitted as stated in points 3(b) or 3(c) and 5(b); and states that they were reviewed by the inventor as required by 37 C.F.R. 1.70.  
iii. ☐ will follow.

Other document(s) or information included:

11. ☒ An International Search Report (PCT/ISA/210) or Declaration under PCT Article 17(2)(a):  
a. ☒ is transmitted herewith.  
b. ☐ has been transmitted by the International Bureau.  
Date of mailing (from form PCT/IB/308): \_\_\_\_\_  
c. ☐ is not required, as the application was searched by the United States International Searching Authority.  
d. ☐ will be transmitted promptly upon request.  
e. ☐ has been submitted by applicant on \_\_\_\_\_ Date
12. ☐ An Information Disclosure Statement under 37 C.F.R. 1.97 and 1.98:  
a. ☐ is transmitted herewith.  
Also transmitted herewith is/are:  
☐ Form PTO-1449 (PTO/SB/08A and 08B).  
☐ Copies of citations listed.  
b. ☐ will be transmitted within THREE MONTHS of the date of submission of requirements under 35 U.S.C. 371(c).  
c. ☐ was previously submitted by applicant on \_\_\_\_\_ Date

13. ☐ An assignment document is transmitted herewith for recording.

A separate ☐ "COVER SHEET FOR ASSIGNMENT (DOCUMENT) ACCOMPANYING  
NEW PATENT APPLICATION" or ☐ FORM PTO  
1595 is also attached.

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\_\_\_\_\_  
\_\_\_\_\_

14. ☒ Additional documents:
- a. ☐ Copy of request (PCT/RO/101)
  - b. ☒ International Publication No. WO 01/23259
    - i. ☐ Specification, claims and drawing
    - ii. ☒ Front page only
  - c. ☒ Preliminary amendment (37 C.F.R. § 1.121)
  - d. ☐ Other

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

15. ☒ The above checked items are being transmitted
- a. ☒ before 30 months from any claimed priority date.
  - b. ☐ after 30 months.



SIGNATURE OF PRACTITIONER

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